



OK Incoming
C/007/0045
cc: Dana
Jim
Daron

July 23, 2008

Mr. Daron Haddock
Environmental Manager - Compliance
Utah Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84116

**RE: Notification of Proposed Testing
Covol Engineered Fuels, LC
Wellington Dry Coal Cleaning Facility**

Dear Mr. Haddock:

Covol Engineered Fuels, LC (Covol) is submitting this letter to notify the Utah Division of Oil, Gas and Mining (UDOGM) that Covol plans to test 2,000 tons of waste coal from the waste coal pile located at the Consol Energy Emery Mine. The waste coal will be loaded into trucks and transported to Covol's Wellington, UT facility. The material will then be processed in the plant. The clean coal recovered will be sold. The lower value coal generated by the process will be also be sold and used as a blend material in coal shipments where the blended product will ultimately be burned as fuel. No waste will be placed on site as a result of processing the above 2,000 tons.

Covol intends to mobilize and complete the preparation work at the Emery Mine later this week and plans to load and ship the 2,000 tons of waste coal by Tuesday, July 29, 2008. The tight timeframe is due to the fact that the mine will be shut down for Miners' Vacation starting next week and the manpower and trucks are available to load and transport the material. If the test proves successful, Covol proposes to move and process the remainder of the existing waste coal pile at the Emery Mine, which will provide an environmental benefit for the mine.

Covol is requesting acknowledgement from UDOGM for the proposed test. Covol apologizes that this notification is being submitted only a short time in advance of transporting the waste coal. If you have any questions regarding the proposed test, please call me at (801) 703-7590.

Thank you for your consideration of this request.

Sincerely,

Gina Rau
Environmental Manager

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JUL 25 2008

DIV. OF OIL, GAS & MINING

cc: John Gefferth - Consol Energy
Trace Bunderson - Covol Engineered Fuels, LC